

### DECLARATION

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **Method and Apparatus for Controllably Effecting Samples Using Two Signals** the specification of which    is attached hereto or   x   was filed on November 12, 2002 as Application No. 10/293,238, and was amended on                      (if applicable).

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

#### Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:


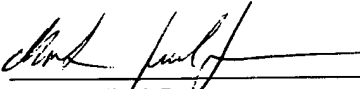
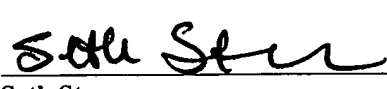
Application No.	Filing Date
60/332,990	November 13, 2001

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status

Full Name of Inventor 1:	Full Name: <b>Carlton F. Brooks</b>		
Residence & Citizenship:	City: <b>Menlo Park</b>	State/Foreign Country: <b>CA</b>	Country of Citizenship: <b>United States</b>
Post Office Address:	Post Office Address: <b>842 Coleman Avenue, Apt. #10, Menlo Park, CA 94025</b>		
Full Name of Inventor 2:	Full Name: <b>Morten Juel Jensen</b>		
Residence & Citizenship:	City: <b>San Francisco</b>	State/Foreign Country: <b>CA</b>	Country of Citizenship: <b>Denmark</b>
Post Office Address:	Post Office Address: <b>1424 Polk Street, #52, San Francisco, CA 94109</b>		
Full Name of Inventor 3:	Full Name: <b>Seth Stern</b>		
Residence & Citizenship:	City: <b>Mountain View</b>	State/Foreign Country: <b>CA</b>	Country of Citizenship: <b>United States</b>
Post Office Address:	Post Office Address: <b>1534 Ernestine, Mountain View, CA 94040</b>		

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  <b>Carlton F. Brooks</b>	Signature of Inventor 2  <b>Morten Juel Jensen</b>	Signature of Inventor 3  <b>Seth Stern</b>
Date <b>1/7/2003</b>	Date <b>1.14.2003</b>	Date <b>Dec 7, 2002</b>

<b>POWER OF ATTORNEY OR AUTHORIZATION OF AGENT, NOT ACCOMPANYING APPLICATION</b>	Application Number	10/293,238
	Filing Date	November 12, 2002
	First Names Inventor	Carlton F. Brooks
	Group Art Unit	2858
	Examiner Name	Anjan Deb
	Attorney Docket Number	100/12601

I hereby appoint:

☒ Practitioners at Customer Number

021569

Type Customer Number Here

Place Customer Number  
Bar Code Label here

OR

Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

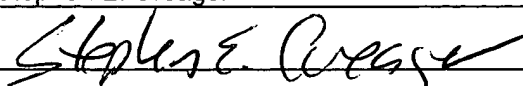
Firm or Individual Name					
Address					
Address					
City		State		Zip	
Country					
Telephone		Fax			

I am the

Applicant.


☒ Assignee of record of the entire interest (*Certificate under 37 CFR 3.73(b) is enclosed*)

SIGNATURE of Applicant or Assignee of Record

Name	Stephen E. Creager
Signature	
Date	October 6, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below.

Typed or printed name	Michelle Chan		
Signature		Date	Oct. 10, 2003

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant: **Carlton F. Brooks et al.**

Application No.: **10/293,238**

Filed: **November 12, 2002**

Entitled: **Method and apparatus for controllably effecting samples using two signals**

**Caliper Technologies Corp.**

, a

**Delaware corporation,**

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel **013701**, Frame **0126**, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet

☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

October 6, 2003

Date

Stephen E. Creager  
Signature

**Stephen E. Creager**

Typed or printed name

**Vice President/General Counsel**

Title